

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable James A. Ardaiz, Presiding Justice; Honorable James F. Thaxter, Associate Justice; Honorable Timothy S. Buckley, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Robert Abilez, Deputy Clerk.

F026866 People v. Willis

Cause called and argued by Carlo Andreani, Esq., counsel for appellant. Patrick J. Whalen, Deputy Attorney General, counsel for respondent waived oral argument.

Cause ordered submitted.

The court reconvened in its courtroom at 1:30 P.M. Present: Honorable James A. Ardaiz, Presiding Justice; Honorable James F. Thaxter, Associate Justice; Honorable Timothy S. Buckley, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Robert Abilez, Deputy Clerk.

F029668 Dick v. Lumpkin et al.

Cause called and argued by John J. Hollenback Jr., Esq., counsel for appellant Joanna Lumpkin et al. Leslie Jensen, Esq., counsel for appellant Almeda Dick waived oral argument.

Cause ordered submitted.

F027381 Dillon et al. v. County of Stanislaus

Cause called and argued by Gary S. Davis, Esq., counsel for appellant and by Stephen J. Ringhoff, Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until Thursday, March 18, 1999 at 10:00 A.M.

F029751 People v. Flores

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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F026478 **People v. Hannah**
F026479
F026480
F027394

The judgment is affirmed with modifications. Levy, J.

We concur: Ardaiz, P.J.; Dibiaso, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F030501 **People v. Robertson**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F030129 **Clovis Unified School District v. Richburg, et al.**

Respondent's petition for rehearing filed herein is denied.

F032533 **Lavonna T. v. Superior Court, Fresno County; Fresno Co. Dept. of Children & Family Services**

The petition for writ of extraordinary relief is denied to the extent it relates to the minor children, Demetrus P. and Kalela P. and granted only as it relates to the minor child, Victor T.

Let a peremptory writ of mandate issue directing respondent court to: vacate its orders in In re Victor T. Fresno County Superior Court case number 89151-5 of January 22, 1999, terminating reunification services for the benefit of petitioner/mother as to her son Victor T. and setting the matter for a section 366.26 hearing; reconsider the matter in light of this court's opinion; and enter orders extending an additional six months of reunification services designed to aid the petitioner/mother to overcome the problems that led to Victor T.'s initial removal and continued custody in this matter and setting the matter of Victor T.'s dependency for further periodic review thereafter.

Our decision is final forthwith as to this court.

By the Court.

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- F028171** **People v. Gomez**
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F030313** **People v. Morado, Jr.**
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F029753** **People v. Mavrokefalos**
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F029739** **People v. Angala**
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.
- F030563** **In re Irisha P., a Minor**
The judgment is remanded to the juvenile court with instructions to modify its dispositional order consistent with this opinion. In all other respects, the judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F028606** **Michaelian v. Brown et al**
Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

IN THE

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F030492 People v. Clark, Jr.

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F027906 County of Fresno v. Ruby

The judgment is affirmed. Harris, J.

We concur: Ardaiz, P.J.; Vartabedian, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

In the Matter of the Assignment of the Hon. Franklin P. Jones to Sit as a Justice of this Court.

IT IS ORDERED that the assignment of the Hon. Franklin P. Jones, Judge of the Superior Court of California, County of Fresno, to assist this court be spread upon the minutes in full.

CHAMBERS OF THE CHIEF JUSTICE SUPREME COURT OF
CALIFORNIA

350 McAllister Street
San Francisco, CA 94102-3600

104043-99

THE HONORABLE FRANKLIN P. JONES, Judge of the Superior Court of California, County of Fresno, is hereby assigned to assist the Court of Appeal, Fifth Appellate District, as a justice thereof, on the following date(s):

April 1, 1999 To April 30, 1999

and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Court of Appeal justice, all petitions for rehearing arising out of such causes and matters.

This assignment does not extend to any matter in which the panel would be composed of two justices pro tempore.